

1 Jeremy S. Yelling, Esq.
 2 Attorney at Law
 3 P.O. Box 564
 4 Havre, MT 59501
 5 Telephone: (406) 265-3303
 6 Telecopier: (406) 265-0600

7 ATTORNEY FOR RESPONDENT

FILED

OCT 27 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

8 **IN THE SUPREME COURT OF THE STATE OF MONTANA**

9 IN RE THE PARENTING OF,
 10 D.N.S. A MINOR,

Cause No.: DA 09-0521

11 ASHLEY N. WATERS,

12 Petitioner and Appellee,

13 and

14 CLAUDE DANIEL SMITH,

15 Respondent and Appellant.

**MOTION TO EXTEND BRIEFING
AND MEDIATION DEADLINES**

16 COMES NOW the Appellant (Mr. Smith) herein, by and through the undersigned, and
 17 moves the Court to extend the briefing and mediation deadlines in the above matter.

18 The undersigned asks that both the briefing deadline and mediation deadline be extended
 19 to November 20, 2009.

20 The basis for this motion is that the parties' have not been able to meet for mediation and
 21 that the undersigned has yet to receive a copy of the transcript from the September 18, 2009,
 22 Final Child Custody Hearing. A date for mediation is currently set for November 11, 2009.

23 The office of the undersigned has contacted opposing counsel, and he does not oppose
 24 this motion.

25 Dated this _____ day of _____, 2009.

26 _____
 27 Jeremy S. Yellin, Esq .
 28 Attorney for Appellant

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Certificate of Service

I hereby certify that on the 26th day of October, 2009, I;

☒ Mailed

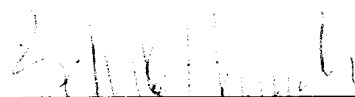
☐ Hand-delivered

☐ Faxed

a copy of the forgoing document to the following:

Terrance L. Toavs
Law Offices of Terrance L. Toavs
429 2nd Avenue South
Wolf Point, MT 59201

Claude Daniel Smith
40122 Dellwo Road
Charlo, MT 59824


Beth K. Hannah